

LYNDON CITY COUNCIL
REGULAR MEETING MINUTES OF
JULY 2, 2012

The Lyndon City Council met in regular session on Monday, July 2, 2012, 7:30 p.m., at City Hall.

Members Present: Wayne Howard, Darby Kneisler, Brandon Smith (9:15), Doug Watson and Mayor Kay Jones

Members Absent: Bill Patterson with notification

Others Present: Kim Newman, City Administrator
Julie Stutzman, Deputy City Clerk
Pat Walsh, City Attorney (7:55)
Darrel Manning, Chief of Police/Zoning Administrator
David Wilson, Maintenance Supervisor
Wayne White, Osage County Herald-Chronicle
Bruce Deters, Exodus Disposal
John Taylor, Ottawa Sanitation
Claude Ferguson, Ottawa Sanitation
Ken Kuykendall, Osage County Commissioner
Eric King, Ben Group
Shane Kirkpatrick
John Stutzman
Shane Asay

1. CALL TO ORDER: Mayor Jones called the meeting to order.
2. ROLL CALL: The Deputy Clerk called roll of the city council; Bill Patterson was absent by notification and Brandon Smith arrived at 9:15 p.m.
3. ADOPTION OF MINUTES OF PREVIOUS MEETING: A motion was made by Watson to approve the adjourned meeting minutes of June 4, 2012 as presented. Kneisler seconded the motion, which carried.

A motion was made by Watson to approve the Special Meeting minutes of June 18, 2012 as presented. Kneisler seconded the motion, which carried.

4. CORRESPONDENCE TO COUNCIL: Each council member received a copy of the festivities schedule for the 4th of July Celebration and a copy of the Kansas Government Journal.
5. CITIZEN'S STATEMENTS AND PETITIONS: Eric King from the Ben Group presented the Council his plans on building a youth camp on the far south corner of the Kirkpatrick property that is annexed in the city. He asked the council for a continuance so that he could provide them with a more detailed plan. He will return at a later date.

6. UNFINISHED BUSINESS:

- a) RESOLUTION POLICE RULES AND REGULATIONS: The council received a copy of a draft of the updated Police Rules and Regulations at the previous council meeting. After discussion and advice from the City Attorney, motion was made by Howard to authorize the Mayor to sign Resolution 12-02, Kneisler seconded. Motion carried.
- b) TRASH BID: Sealed trash bids were due to city hall at 2:00 p.m. by July 2, 2012 and were opened at that time. Bids were submitted by Exodus Disposal, Ottawa Sanitation and Waste Management. The City Administrator presented to the council the bid results showing the low bid to Ottawa Sanitation at \$11.04, Exodus Disposal at \$13.25, and Waste Management at \$13.40. The City Administrator asked the council to table awarding the bid until she could check the references provided by Ottawa Sanitation. Matter was tabled.

7. NEW BUSINESS:

- a) KANSAS MODERATE INCOME HOUSING: The City Administrator presented the council with information about Kansas Moderate Income Housing program. A professional grant writer will be contacted to help the city with this project.
- b) DOOR TO DOOR ORDINANCE: The council was presented with a potential ordinance regulating door-to-door sales in the city prepared by the Police Chief for review. The City Administrator asked that this matter be tabled for further review. Matter was tabled.
- c) STREET REPAIR BID: The council was provided a map of the city with the streets to be repaired in 2012. It was consensus of the Council that due to it being late in the year, the City would move forward with hiring Killough Construction to do the street repair for 2012. The estimated quote given was \$116,000. A motion was made by Kneisler to move forward, Watson seconded. Motion carried.

9. STAFF REPEORTS:

- a) POLICE: Each council member received a report of activity from the Police Department.
- b) MAINTENANCE: Each council member received an activity report from Maintenance.
- c) CITY ADMINISTRATOR: The City Administrator reported to the council that the city budget has to be in by August 25th. She requested a Special Meeting with Council on July 16th at 6:30 to go over the 2013 budget.

The City Administrator also reminded council of the 4th of July festivities planned for Wednesday.

10. COUNCIL COMMENTS: Kneisler reported driving around town noting the various bridges and tubes that were in need of repair or replacement. The City Administrator noted that these are to be looked at in the future using the Capital Improvement Plan.
11. EXECUTIVE SESSION: At 8:23 a motion was made by Watson to recess to executive session for 20 minutes to discuss a matter of attorney-client privilege. Kneisler seconded the motion, which carried. The governing body reconvened at 8:42 p.m. Motion was made by Howard to approve de-annexation of the approximate eastern 20 acres of the Zerr subdivision contingent upon obtaining rural water, obtaining approval and compliance with Osage County zoning regulations and ordinances for residential development, and also being contingent upon Zerr's developer to provide the city with a ghost plat since the property is adjacent to the city. Watson seconded motion, which carried.

At 8:47 p.m. a motion was made by Kneisler to recess to executive session for 20 minutes to discuss the matter of Non-Elected Personnel with the City Attorney. Watson seconded the motion, which carried. At 9:07p.m. the Council reconvened with no action taken.

At 9:08 p.m. a motion was made by Watson to recess to executive session for 10 minutes to discuss the matter of Non-Elected Personnel with the City Administrator and City Attorney. Kneisler seconded the motion, which carried. At 9:17p.m. the Council reconvened with no action taken.

At 9:18 p.m. a motion was made by Watson to recess to executive session for 10 minutes to discuss the matter of Non-Elected Personnel with the City Administrator and City Attorney. Kneisler seconded the motion, which carried. At 9:27p.m. the Council reconvened with no action taken.

12. ADJOURNMENT: At 9:30 p.m. a motion was made by Howard to adjourn to Thursday, July 5, 2012 at 7:00 p.m. for special meeting. Kneisler seconded the motion, which carried.

Julie Stutzman
Deputy Clerk